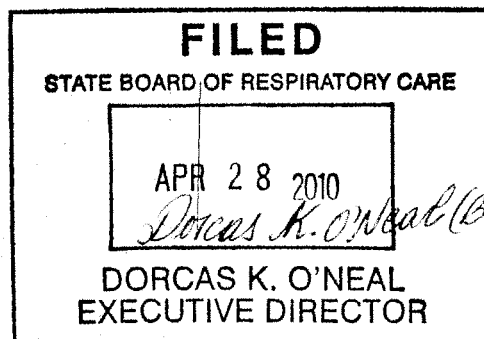


PAULA T. DOW
 ATTORNEY GENERAL OF NEW JERSEY
 Division of Law, 5TH Floor
 124 Halsey Street
 P. O. Box 45029
 Newark, New Jersey 07101
 Attorney for the State Board of Respiratory Care

By: Tobey Palan
 Deputy Attorney General
 Tel. (973) 648-2436



STATE OF NEW JERSEY
 DEPARTMENT OF LAW & PUBLIC SAFETY
 DIVISION OF CONSUMER AFFAIRS
 STATE BOARD OF RESPIRATORY CARE

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	Administrative Action
	:	
DAVIS JOHN, RT	:	
License No. 43ZA00274800	:	CONSENT ORDER OF
	:	SUSPENSION
TO PRACTICE RESPIRATORY CARE	:	OF LICENSURE
IN THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Respiratory Care (Board) upon receipt of information that on or about April 23, 2009, Respondent, John Davis, was arrested by the Paterson Police Department for theft of blank prescriptions from a medical doctor's prescription pad. On or about December 1, 2009, Respondent appeared before the Board for an investigative inquiry. During Respondent's testimony he admitted to stealing one blank prescription of a doctor's prescription pad, forging a prescription for Percocet dated April 15, 2009, and improperly attempting to have the prescription filled at a pharmacy. Subsequently, on January 6, 2010, Respondent pled guilty to a local ordinance violation (Section 195-1 Prohibited Acts), regarding his arrest on April 23, 2009, in the Municipal Court, City of Paterson.

The Board finding Respondent's admissions to stealing a blank prescription from a doctor's prescription pad, forging a prescription for Percocet, and improperly attempting to have the prescription for Percocet filled at a pharmacy are acts of dishonesty and deception pursuant to N.J.S.A. 45:1-21(b) which also involved engaging in acts constituting a crime or offense relating adversely to the practice of respiratory care in violation of N.J.S.A. 45:1-21(f), thus providing grounds for disciplinary action; and the parties having agreed and consented to the resolution of this matter without the necessity of the Board instituting formal proceedings, and the Board finding that the within Order is adequately protective of the public and that good cause exists for its entry; the Board finding the within disposition to be adequately protective of the public health, safety and welfare;

IT IS, therefore, on this 27th day of April, 2010, ORDERED THAT:


1. Respondent, Davis John's license to practice respiratory care in the State of New Jersey is suspended for a minimum of two (2) years and he shall cease and desist from the practice of respiratory care effective upon receipt of this Order.
2. Respondent shall return his original New Jersey license to practice respiratory care to the New Jersey State Board of Respiratory Care, 124 Halsey Street, 6th floor, Newark, New Jersey 07101, upon his receipt of a filed copy of this Order.
3. Respondent is hereby reprimanded for his conduct described above.
4. Prior to any application for reinstatement of his respiratory

care license, Respondent shall appear before the Board or a committee thereof, no earlier than two years following entry of this Order, to discuss his readiness to reenter the practice of respiratory care, provide the Board with evidence that he is capable of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare and he must undergo an evaluation by the Professional Assistance Program of New Jersey or an equivalent program approved by the Board.

NEW JERSEY STATE BOARD OF RESPIRATORY CARE

By: Kenneth Capek
Board President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.


Davis John, RT